

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JOANNA P. MATTSON, on behalf of
herself and all others similarly situated,

Plaintiff,

v.

MILLIMAN, INC., et al.,

Defendants.

C22-37 TSZ

MINUTE ORDER

I. INITIAL SCHEDULING DATES

The Court sets the following dates for initial disclosure and submission of the
Joint Status Report and Discovery Plan:

Deadline for FRCP 26(f) Conference: March 1, 2022

Initial Disclosures Pursuant to FRCP 26(a)(1): March 15, 2022

Combined Joint Status Report and Discovery Plan as March 15, 2022
Required by FRCP 26(f) and Local Civil Rule 26(f):

The deadlines above may be extended only by the Court. Any request for an
extension should be made by telephone to Judge Zilly's Chambers at (206) 370-8830. If
defendants have appeared, the parties are directed to meet and to confer before contacting
the Court to request an extension.

II. JOINT STATUS REPORT & DISCOVERY PLAN

All counsel and any pro se parties are directed to confer and provide the Court with a combined Joint Status Report and Discovery Plan (the “Report”) by March 15, 2022. This conference shall be by direct and personal communication, whether that be a face-to-face meeting or a telephonic conference. The Report will be used in setting a schedule for the prompt completion of the case. It must contain the following information by corresponding paragraph numbers:

1. A statement of the nature and complexity of the case.
2. A proposed deadline for the joining of additional parties.
3. The parties have the right to consent to assignment of this case to a full-time United States Magistrate Judge, pursuant to 28 U.S.C. § 636(c) and Local Rule MJR 13 to conduct all proceedings. The Western District of Washington assigns a wide range of cases to Magistrate Judges, who therefore have significant experience in all types of civil matters filed in our court. Additional information about our District’s Magistrate Judges can be found at www.wawd.uscourts.gov. The parties should indicate whether they agree that a Magistrate Judge may conduct all proceedings including trial and the entry of judgment. When responding to this question, the parties should respond “yes” or “no.” Individual party responses should not be provided. A “yes” response should be indicated only if all parties consent. Otherwise, a “no” response should be provided.
4. A discovery plan that states, by corresponding paragraph letters (A, B, etc.), the parties’ views and proposals on all items in Federal Rule of Civil Procedure 26(f)(3).

1 5. The parties' views, proposals, and agreements, by corresponding paragraph
2 letters (A, B, etc.), on all items set forth in Local Civil Rule 26(f)(1).

3 6. The date by which discovery can be completed, including the date by which
4 discovery related to class certification issues can be completed.

5 7. The date by which any motion related to class certification can be filed.

6 8. Whether the case should be bifurcated by trying the liability issues before
7 the damages issues, or bifurcated in any other way.

8 9. Whether the pretrial statements and pretrial order called for by Local Civil
9 Rules 16(e), (h), (i), and (k), and 16.1 should be dispensed with in whole or in part
10 for the sake of economy.

11 10. Any other suggestions for shortening or simplifying the case.

12 11. The date the case will be ready for trial. The Court expects that most civil
13 cases will be ready for trial within a year after filing the Joint Status Report and
14 Discovery Plan.

15 12. Whether the trial will be jury or non-jury.

16 13. The number of trial days required.

17 14. The names, addresses, and telephone numbers of all trial counsel.

18 15. The dates on which the trial counsel might have complications to be
19 considered in setting a trial date.

20 16. If, on the due date of the Report, all defendants have not been served,
21 counsel for plaintiff shall advise the Court when service will be effected and why it was
22
23

1 not made earlier, and shall provide a proposed schedule for the required FRCP 26(f)
2 conference and FRCP 26(a) initial disclosures.

3 17. Whether any party wishes a scheduling conference before the Court enters
4 a scheduling order in the case.

5 18. List the date(s) that each and every nongovernmental corporate party filed
6 its disclosure statement pursuant to Federal Rule of Civil Procedure 7.1 and Local Civil
7 Rule 7.1. If the parties are unable to agree to any part of the Report, they may answer in
8 separate paragraphs. No separate reports are to be filed.

9 **III. PLAINTIFF'S RESPONSIBILITY**

10 This Minute Order is issued at the outset of the case, and a copy is sent by the
11 Clerk to counsel for plaintiff (or plaintiff, if pro se) and any defendants who have
12 appeared. Plaintiff's counsel (or plaintiff, if pro se) is directed to serve copies of this
13 Minute Order on all parties who appear after this Order is filed. Such service shall be
14 accomplished within seven (7) days after each appearance. Plaintiff's counsel (or
15 plaintiff, if pro se) will be responsible for starting the communications needed to comply
16 with this Minute Order.

17 **IV. PROCEDURAL INFORMATION**

18 The Local Rules, Electronic Filing Procedures for Civil and Criminal Cases,
19 court forms, instruction sheets, and General Orders can be found on the Court's
20 website at www.wawd.uscourts.gov.

V. EARLY SETTLEMENT CONSIDERATION AND NOTIFICATION

If settlement is achieved, counsel shall immediately notify Judge Zilly's Chambers at (206) 370-8830.

The parties are responsible for complying with the terms of this Minute Order. The Court may impose sanctions on any party who fails to comply fully with this Minute Order.

IT IS SO ORDERED.

Dated this 14th day of January, 2022.

Ravi Subramanian
Clerk

s/Gail Glass
Deputy Clerk